

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

STEVEN WIGGS,
Plaintiff,

v.

DONALD FOLEY and DAVID SHEARN
Defendants.

:
:
:
:
:
:
:
:

No. 5:20-cv-02267

ORDER

AND NOW, this 9th day of February, 2021, upon consideration of Defendants' Motion to Dismiss for Failure to State a Claim, ECF No. 9, Plaintiff's response thereto, ECF No. 11, Defendants' reply to that response, ECF No. 12, and for the reasons set forth in the Court's Opinion issued this date, **IT IS HEREBY ORDERED THAT:**

1. Defendants' motion, ECF No. 9, is **GRANTED**.
2. Plaintiff's Complaint is **DISMISSED without prejudice**.
3. **Within twenty days of the date of this Order**, Plaintiff may, consistent with the Court's Opinion, file an amended complaint.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.

JOSEPH F. LEESON, JR.

United States District Judge